



1623/#

ocket No.: C035795/0125237

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of :  
Jerome O. CANTOR, *et al*,  
Serial No.: 09/863,849  
)  
) Examiner: Michael C. Henry  
)  
) Art Unit: 1623

Filed: May 23, 2001

For: **METHOD FOR TREATING  
RESPIRATORY DISORDERS**

New York, New York  
February 2, 2004



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**RESPONSE TO OFFICE ACTION INCLUDING AMENDMENT AND  
REQUEST FOR EXTENSION OF TIME TO RESPOND**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is in response to the Office Action mailed August 1, 2003, which set a three month shortened statutory period for response. Applicant respectfully requests a three-month extension of time to respond, and provides herewith a check for the requisite fee. 37 C.F.R. §§ 1.17, and 1.136(a). Accordingly, this response is filed timely upon mailing with an executed Certificate of Mailing on or before Monday, February 2, 2004, since February 1, 2004 falls on a Saturday. 37 C.F.R. § 1.7, and 1.8.

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It is not believed that any additional fee is required, however, should the check provided be for an insufficient amount or any other applicable fees are deemed due, please charge the same to Deposit Account No. 02-4467.

\* \* \*

#### **AMENDMENT**

In accordance with the revised amendment practice, amendments to the claims are reflected in the listing of claims on pages 3-7 of this Paper.